5613
2

THE ARTICLES OF GALWAY

Exactly Printed from the

LETTERS-PATENTS:

WHEREIN

They are Ratified and Exemplified by Their Majesties under the Great Seal of *ENGLAND.*

Published by Authority.

Dublin, Printed by *Andrew Crook*, Assignee of *Benj. Tooke*, Printer to Their Majesties on *Ormonde-Key*. 1698

THE
ARTICLES
OF
GALWAY

Exactly Printed from the

LETTERS-PATENTS:

They are Recited and Recompiled by
Their Majesties under the Great Seal

The ARTICLES OF GALWAY.

Gvilielmus & Maria Dei Gratia Angliæ, *Scotiæ*, Franciæ & Hiberniæ, Rex & Regina, Fidei Defenſores, *&c. Omnibus ad quos Præſentes literæ noſtræ pervenerint ſalutem : Inſpeximus Irrotulamentum quarundum Literarum patentium de Confirmatione gerenda & apud* Weſtmonaſterium *decimo Septimo die* Februarii, *ultimo Præterito in Curia Cancellaria noſtra Irrotulata ac ibidem de Recordo remanente in hæc verba.*

William and Mary by the Grace of God, &c. To all to whom theſe Preſents ſhall come Greeting: Whereas certain Articles bearing date the One and Twentieth day of *July* laſt paſt, were made and agreed upon by Our Truſty and Well-Beloved, *Robert* Baron *de Ginckle*, Lieutenant-General and Commander in

Chief of Our Forces in Our Kingdom of *Ireland*, and the Constable and Governour of Our Town of *Galway* in Our said Kingdom, whereby Our said General promises that We should Ratifie these Capitulations within the space of three Months from the date thereof or sooner; The *Tenor* of which said Articles is as followes, *vizt.*

Articles

Articles Granted to the Town and Garison of GALWAY by Lieutenant-General GINCKLE Commander in Chief of Their Majesties Forces, the One and Twentieth day of July, One Thousand Six Hundred Ninety One.

1. THat the *Town* and Fort of *Galway* shall be given up to his Excellency or such Officer as he shall appoint on *Sunday* Morning next by *6* of the Clock, together with all the *Stores* of Amunition and Provision and Mazagins of all sorts without embezlement, and that immediately upon the signing these Articles such Person as the General shall appoint have leave to inspect them.

2. That all Deserters that are in the Town shall be given up.

3. That immediately after signing these Articles all the out-works of the Town shall be delivered to such Officers as the General shall appoin to take possession of the

the ſame ; and that the Governour ſhall withdraw all the Cannon from the Wall.

4. That 'till the Town is ſurrendred as aforeſaid the General may order ſuch works and Batteries to be made as he ſhall judge convenient, provided he doth not bring them within 3 yards of the Wall : nor the Guns within 10 yards of the Batteries ; and that in the Town they ſhall not proceed to work to fortify the ſame any further.

5. In conſideration of the ſaid Renditi-on his Excellency gives leave to Lieutenant General *Duſſon*, Monſieur *Metſet* Commiſſa-ry of War, and the reſt of the *French* Of-ficers and Soldiers and others of that Nati-on now in *Galway* to go to *Lymerick* with their Arms, Bagg and Baggage, whether they ſhall be ſafely conducted the neareſt way ; and in caſe that the ſaid Lieutenant General *Duſſon* ſhall want Horſes to carry his Equipage thither the General will fur-niſh him with them.

6. That ſuch of the Garriſon as deſire it may remain in Town or go to their reſpe-ctive Homes and enjoy the benefit of this Capitulation, and the reſt ſhall march to *Lymerick* with their Arms, 6 pieces of Can-non, Drums beating, Colours Flying, Match lighted, Bullet in Mouth ; and as much

much Ammunition and Proviſions, as each Officer and Soldier can carry with him; and that they ſhall be furniſhed with Draught, Horſes and Harneſs for the Guns if they want them; which ſaid Guns they ſhall have Liberty to chooſe: Provided they take none above 12 Pounders.

7. That the wounded and ſick Officers may ſtay in Town 'till they are cured, and that then they ſhall be ſent to *Lymerick* with a ſafe conduct, and in the mean time ſhall be provided in Town with neceſſaries for their Cure and ſubſiſtance.

8. That the Governour, Conſtable, Mayor, Sheriffs, Aldermen, Burgeſſes, Freemen and Natives of *Galway*, and the Inhabitants thereof, or the Reputed Ones by any former Charter, or reputed Charter of King *James the ſecond* granted before his Abdication, or any of his Anceſtors, ſhall have a general pardon of all Attainders, Outlawries, Treaſons, Felonies, Premunires, and all manner of Offences committed ſince the beginning of the Late *King James*'s Reign to the date hereof.

9. That all and every of the Garriſon Officers, Governours, Conſtable, Mayor, Sheriffs, Aldermen, Burgeſſes, Freemen and Inhabitants aforeſaid, ſhall enjoy and poſſeſs

poſeſs their Eſtates real and perſonal, and all other Liberties and Imunities, as they held, or ought to have held, under the Acts of Settlement and Explanation; or otherwiſe by the Laws of this Kingdom freely diſcharged from all Crown-Rents, Quit-Rents, and all other Charges to the date hereof.

10. That the Names of the Roman-Catholick Clergy of the Town of *Galway* be given to the General on or before *Tueſday* next, and that they as well as the Layety of the ſaid Town; ſhall have the private exerciſe of their Religion; and that the ſaid Clergy ſhall be protected in their Perſons and Goods.

11. That the Gentlemen of Eſtates now belonging to the Town and Garriſon of *Galway* ſhall have Liberty to keep a Gun in their Houſes for the defence of the ſame, and wear a Sword and caſe of *Piſtols* if they think fit.

12. That all the *Roman-Catholick* Lawyers of the ſaid Town, ſhall have the free Liberty of *Practice*; that they had in King *Charles* the Second's *Time*.

13. That ſuch of the Officers, belonging to any of the Regiments, that are now in *Galway* and not preſent at the Signing theſe

Capitulatious

Capitulations; ſhall have the benefit of the ſame: Provided they ſhall ſubmit within three weeks to the Governour of *Galway* for the time being; who ſhall be appointed to the General: or that they ſhall have a ſafe conduct to go to *Lymerick* in the manner as the ſaid Garriſon hath.

14. That ſuch other Perſons now in the Town as deſire to go out with the Garriſon, or ſuch part thereof as goes to *Limerick* ſhall have liberty to do ſo, and carry their Families and Goods along with them, and that ſuch Officer's Wives belonging to the ſaid Garriſon as are there or in any other part of *Connaught* may at the ſame time depart with their Goods, or at any other convenient time afterwards: particularly Colonel *Edmond Ryley*'s Wife Mother and Family, the Lady *Evagh* and her Daughter and Lieutenant Colonel *Luke Ryley*, his brother *Philip Ryley* their Wives and Families.

15. That immediately all Acts of Hoſtility ſhall ceaſe on both ſides, and that if it ſhall happen that any provokeing Language ſhall paſs between the Soldiers, they ſhall be Puniſhed by their reſpective Officers for the ſame, and not permitted to Fire one upon another.

16. That for the due performance of

 theſe

theſe Articles the Governour ſhall immediately give the perſons undernamed for Hoſtages, *Earl of Clanricard*, Lord of *Inniskillin*, Colonel *Dominick Browne*, Lieutenant Colonel *Bodkin*, Major *Dillon*.

Laſtly the General promiſes to have theſe Capitulations Ratified by their Majeſties within the Space of three *Months* from the date hereof or ſooner if poſſible.

Signed and Sealed the day above mentioned by the Commander in Cheif of *Their Majeſties* Forces and the Conſtable and Governour of the ſaid *Town* interchangeably. Barron *de Ginckell*.

And whereas the ſaid *Town* of *Galway* hath been ſince in purſuance of the ſaid Articles ſurrendered unto us! Know ye that we having Conſidered of the ſaid Articles are graciouſly pleaſed hereby to declare, that We do, as far as in us lyes, *Ratifie* and Confirm the ſame, and every Clauſe, Matter and *Thing* therein contained. And as to ſuch parts thereof for which an Act of Parliament ſhall be found to be neceſſary We ſhall recommend the ſame to be made good by *Parliament* and ſhall give Our *Royal* Aſſent to any Bill or Bills that ſhall be Paſsed by our two Houſes of Parliament for that purpoſe.

Pro=

Provided always, and our Will and Pleaſure is that theſe our Letters Patents ſhall be Enrolled in our Court of Chancery, in our ſaid Kingdome of *Ireland* within one Year next enſueing. In Witneſs *&c.* Witneſs our Self at *Weſtminſter* the Seventeenth Day of *February.*

ANno Regni Regis & Reginæ Guilielmi & Mariæ *Quarto, per breve deprivato Sigillo. Nos autem tenorem premiſſorum predict. at requiſitionem attornati generalis Domini Regis & Domine Regine pro Regno* Hiberniæ *duximus Exemplificandum per preſentes in cujus rei teſtimonium has Literas noſtras fieri facimus Patentes Teſtibus Nobis ipſis apud* Weſtmonaſterium *quinto Die* Aprilis, *Anno Regni eorum Quarto.*

Bridges

Examinat. per nos { S. Keck / Lacon Wm Childe } *In Cancel. Magiſtros*

FINIS